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### United States Bankruptcy Court Northern District of Illinois Eastern Division

**Voluntary Petition** 

									-			
Name of Debtor (if individual, enter Last, First, Middle):					Name	Name of Joint Debtor (Spouse) (Last, First, Middle)						
Rivera, Elsie												
All Other Names used by the Debtor in the last 8 years (include married, maiden and trade names):  AKA Elsie Ramirez						n All O maid	All Other Names used by the Joint Debtor in the last 8 years (include married, maiden and trade names):					
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) * ***-**-1611							our digits of Soc re than one, stat		idual-Taxpaye	r I.D. (ITIN) No./Complete EIN		
Street Address o	,	o. & Street, Ci	ty, and State	:):		Stree	t Address of Joi	nt Debtor (No.	& Street, City	, and State):		
2701 N Mobile Chicago IL 60639												
County of Reside	ence or of th	ne Principal Pla	ace of Busin	ess:		Coun	ty of Residence	or of the Princ	cipal Place of I	Business:		
		CO	OK									
Mailing Address	of Debtor (if	f different from	street addre	ess)		Mailir	ng Address of Jo	int Debtor (if o	different from s	treet address):		
Location of Princ	cipal Assets	of Business D	ebtor (if diffe	erent from str	eet address	above):						
Type of Debt	tor (Form of neck one box)		ı	Nature of Bu		Cha	pter of Bankru	ptcy Code Un	nder Which th	e Petition is Filed (Check one box)		
		Joint Debtors)		Care Busine	ess		Chapter 7		☐ Chapter	15 Petition for Recognition		
	bit D on page :	2 of this form es LLC & LLP)		e Asset Real ed in 11 U.S.		.	Chapter 9 Chapter 11		of a Fore	eign Main Proceeding		
_ `		S LLO & LLF)	Railro	ad	3.0.(0.2	·   - `	Chapter 12			15 Petition for Recognition		
☐ Partnersh	•			broker nodity Broker			☐ Chapter 13 of a Foreign Nonmain Proceeding					
Other (If above er	debtor is no ntities, checl		I	ng Bank			Nature of Debts (Check one Box)					
and state	e type of ent	tity below.)	☐ Other				■ Debts are primarily consumer □ Debts are primarily business					
				Fax-Exempt theck box, if ap			debts, defined in 11 U.S.C. § 101(8) as "incurred by an					
			☐ Debto	r is a tax-exe	mpt		individual primarily for a personal, family, or household					
			United	d States Code nue Code).			urpose."	or mousemold				
		Filing Fee (C	heck <b>one</b> box)			Check	cone box	Cha	apter 11 Debt	ors		
Filing Fee att	tached						☐ Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D)					
☐ Filing Fee to I	be paid in ir	nstallments (ar	onlicable in i	ndividuals on	lv) Must atta	oh						
signed applic	ation for the	e court's consider in installments	deration cert	ifying that the	debtor is		Check if:  ☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affliates) are less than \$2,190,000.					
☐ Filing Fee wa	avier reques	ted (applicable	e to chapter	7 individuals	only). Must	Che	Check all applicable boxes:					
attach signed	d application	for the court's	s considerati	on. See Offic	ial Form 3B.		A plan is being filed with this petition.  Acceptances of the plan were solicited prepetition from one of more classes of creditors, in acccordance with 11 U.S.C. § 1126(b).					
Statistical/Administrative Information  Debtor estimates that funds will be available for distribution to unsecured credtio  Debtor estimates that, after any exempt property is excluded and administrative						edtiors.	<u> </u>			This space is for court use only		
funds availab	ole for distrib	bution to unse			u auministra	live expens	es paid, triere w	iii be no				
Estimated Numbe	er of Creditor	s										
1- 49	50- 99	100- 199	200- 999	1,000- 5,000	5,001- 10,000	10,001 25,000	25,001 50,000	50,001 100,000	Over 100,000			
Estimated Assets												
\$0 to \$50,000	\$50,001to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million		\$500,000,001 to \$1billion	More than \$1 billion			
Estimated Liabiliti	ies											
\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1	\$1,000,001 to \$10	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million		\$500,000,001 to \$1billion	More than \$1 billion			

Case 09-26636 Doc 1 Filed 07/23/09 Entered 07/23/09 15:29:01 Desc Main B1 (Official Form 1) (1/08) Document Page 2 of 41 **Voluntary Petition** Name of Debtor(s) This page must be completed and filed in every case) Rivera, Elsie All Prior Bankruptcy Case Filed Within Last 8 Years (if more than two, attach additional sheet) Location Where Filed: Case Number: Date Filed: None None Pending Bankruptcy Case Filed by any Spouse, Partner, or Affilate of this Debtor (if more than one, attach additional sheet) Name of Debtor: Date Filed: Case Number: None District: Relationship: Judge: **Exhibit B** Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12 pursuant to Section 13 or 15 (d) of the Securities Exchange Act of or 13 of title 11, United States Code, and have explained the relief available under 1934 and is requesting relief under chapter 11.) each such chapter. I further certify that I have delivered to the debtor the notice required by 11 USC § 342(b). Exhibit A is attached and made a part of this petition. /s/ David D Lugardo **David D Lugardo** Dated: 07/22/2009 **Exhibit C** Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. Nο **Exhibit D** (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. П Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check the Applicable Box.) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes.) П Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of Landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and 



Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1))

Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day

B1 (Official Form 1) (1/08)

П

period after the filing of the petition.

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### **Voluntary Petition**

This page must be completed and filed in every case)

### Name of Joint Debtor(s)

Rivera, Elsie

### **Signatures**

### Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7,11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

### /s/ Elsie Rivera

### Elsie Rivera

Dated: 07/17/2009

### Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition (Check only **one** box.)

□ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.

Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

(Signature of Foreign Representative)

(Printed Name of Foreign Representative)

### << Sign & Date on Those Lines

### Signature of Attorney

### /s/ David D Lugardo

Signature of Attorney for Debtor(s)

### **David D Lugardo**

Printed Name of Attorney for Debtor(s)

LAW OFFICES OF PETER FRANCIS GERACI 55 E. Monroe Street #3400 Chicago IL 60603 312.332.1800 (PH)

Date: 07/22/2009

\* In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedule incorrect.

### Signature of Debtor (Corporation/Partnerhsip)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

#### Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for fi ling for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19B is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.) Address

#### Date

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.



# Document Page 4 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Elsie Rivera Debtor Bankruptcy Docket #:

### EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed.

Dated	07/17/2009	/s/ Elsie Rivera	Sign & Date Here
I certify	under penalty of perjury th	at the information provided above is true and correct.	
doe	<ol><li>The United States trustee or bases not apply in this district.</li></ol>	ankruptcy administrator has determined that the credit counseling requirement	t of 11 U.S.C. § 109(h)
	Active military duty in a military	•	
pai		.C. § 109(h)(4) as physically impaired to the extent of being unable, after reas g in person, by telephone, or through the Internet.);	onable effort, to
of r		S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency as with respect to financial responsibilities.);	so as to be incapable
by a	4. I am not required to receive a camotion for determination by the cour	credit counseling briefing because of: [Check the applicable statement.] [Musrt.]	t be accompanied
ma the	ir bankruptcy petition and promptly fil nagement plan developed through th 30-day deadline can be granted only	to the court, you must still obtain the credit counseling briefing within the first 30 le a certificate from the agency that provided the counseling, together with a case agency. Failure to fulfill these requirements may result in dismissal of your y for cause and is limited to a maximum of 15 days. Your case may also be di your bankruptcy case without first receiving a credit counseling briefing.	opy of any debt case. Any extension of
so	ys from the time I made my request,	t counseling services from an approved agency but was unable to obtain the s and the following exigent circumstances merit a temporary waiver of the credi [Must be accompanied by a motion for determination by the court.] [Summariz	t counseling requirement
<u>—</u> ре а	nited States trustee or bankruptcy ad- erforming a related budget analysis, b	the filing of my bankruptcy case, I received a briefing from a credit counseling a ministrator that outlined the opportunties for available credit counseling and as but I do not have a certificate from the agency describing the services provided describing the services provided to you and a copy of any debt repayment playour bankruptcy case is filed.	ssisted me in I to me. You must file
pe	nited States trustee or bankruptcy add rforming a related budget analysis, a	e filing of my bankruptcy case, I received a briefing from a credit counseling a ministrator that outlined the opportunties for available credit counseling and as and I have a certificate from the agency describing the services provided to meayment plan developed through the agency.	sisted me in

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Elsie Rivera Debtor Bankruptcy Docket #:

### EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed.

Dated:	07/17/2009	Sign & Date Here
I certify	under penalty of perjury that the information provided above is true and correct.	
does	5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 1 s not apply in this district.	1 U.S.C. § 109(h)
	Active military duty in a military combat zone.	
part	Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonab ticipate in a credit counseling briefing in person, by telephone, or through the Internet.);	le effort, to
of re	Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as ealizing and making rational decisions with respect to financial responsibilities.);	to be incapable
by a	4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be a motion for determination by the court.]	accompanied
mar the	If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 day in bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of nagement plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismis satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.	of any debt . Any extension of
so	3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the service ys from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit could can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize exire.]	inseling requirement
pe a o	2. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agenchited States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted arforming a related budget analysis, but I do not have a certificate from the agency describing the services provided to no copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan deleagency no later than 15 days after your bankruptcy case is filed.	ed me in ne. You must file
pe	<ol> <li>Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency inted States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assiste forming a related budget analysis, and I have a certificate from the agency describing the services provided to me. At rifficate and a copy of any debt repayment plan developed through the agency.</li> </ol>	ed me in

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Elsie Rivera, Debtor

In re

### **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, C, D, E, F, I and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

			AMOUNTS SCHEDULED				
Name of Schedule	Attached YES   NO	Pages	Assets	Liabilities	Other		
SCHEDULE A - Real Property	Yes	1	\$290,000	\$-	\$-		
SCHEDULE B - Personal Property	Yes	3	\$12,950	\$-	\$-		
SCHEDULE C - Property Claimed as Exempt	Yes	1+	\$-	\$-	\$-		
SCHEDULE D - Creditors Holding Secured Claims	Yes	1+	\$-	\$297,465	\$-		
SCHEDULE E - Creditors Holding Unsecured Priority Claims	Yes	2	\$-	\$-	\$-		
SCHEDULE F - Creditors Holding Unsecured Nonpriority Claims	Yes	1+	\$-	\$34,301	\$-		
SCHEDULE G - Executory Contracts and Unexpired Leases	Yes	1	\$-	\$-	\$-		
SCHEDULE H - CoDebtors	Yes	1	\$-	\$-	\$-		
SCHEDULE I - Current Income of Individual Debtor(s)	Yes	1	\$-	\$-	\$2,893		
SCHEDULE J - Current Expenditures of Individual Debtor(s)	Yes	1	\$-	\$-	\$2,869		
TOTALS	\$ 302,950 TOTAL ASSETS	\$ 331,766 TOTAL LIABILITIES					

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Elsie Rivera / Debtor Bankruptcy Docket #:

### STATISTICAL SUMMARY OF CERTAIN LIABILITIES - 28 U.S.C. § 159

If you are an individual debtor whose debts are primarily consumer debts as defined in 101(8) of the Bankruptcy Code (11 U.S.C. 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts and, therefore, are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C § 159
Summarize the following types of liabilities, as reported in the Schedules, and total them

Type of Liability	Amount
Domestic Support Obligations (From Schedule E)	\$ 0
Taxes and Certain Other Debts Owed to governmental Units (From Schedule E)	\$ 0
Claims for Death or Personal Injury While Debtor was Intoxicated (From Schedule E) whether disputed or undisputed)	\$ 0
Student Loan Obligations (From Schedule F)	\$ 0
Domestic Support Separation Agreement and Divorce Decree Obligations Not Reported on (Schedule E).	\$ 0
Obligations to Pension or Profit Sharing and Other Similar Obligations (From Schedule F)	\$ 0
TOTAL	\$ 0

### State the following:

Average Income (from Schedule I, Line 16)	\$ 2,892.85
Average Expenses (from Schedule J, Line 18)	\$ 2,869.00
Current Monthly Income (from Form 22A Line 12; or, Form 22B Line 11; or, Form 22C Line 20)	\$ 1,297.81

#### State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 7,465.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	\$ 0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" Column		\$0
4. Total from Schedule F		\$ 34,301.00
5. Total of non-priority unsecured debt (sum of 1,3 and 4)		\$ 41,766.00

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Elsie Rivera, Debtor

### SCHEDULE A - REAL PROPERTY

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a co-tenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Description and Location of Property	Nature of Debtor's Interest in Property	Husband Wife Joint Or Community	Current Value of Debtors Interest in Property Without Deducting and Secured Claim or Exemption	Amount of Secured Claim
2701 N Mobile Chicago, IL 60639 (Debtor's Residence) ((SURRENDER))	Fee Simple		\$ 290,000	\$ 293,244

Total Market Value of Real Property
(Report also on Summary of Schedules)

\$290,000.00

PFG Record # 435596 B6A (Official Form 6A) (12/07) Page 1 of 1

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Elsie Rivera, Debtor

### SCHEDULE B - PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "HWJC." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

#### Do not list interest in executory and unexpired leases on this schedule. List them in Schedule G.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." In providing the information in this schedule, do not include the name or address of a minor child. Simpy state a "minor child."

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Type of Property	N O N E	Description and Location of Property	C H M	Debtor's Propert Deduc	t Value of Interest in y, Without ting Any d Claim or
01. Cash on Hand	X				
02. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations or credit unions, brokerage houses, or cooperatives.		Bank of America checking account		\$	3,000
03. Security Deposits with public utilities, telephone companies, landlords and others.	X				
04. Household goods and furnishings, including audio, video, and computer equipment.		Household goods; TV, DVD player, stereo, sofa, vacuum, table, chairs, lamps, bedroom sets, microwave, pots/pans, dishes/flatware, bbq grill		\$	1,000
05. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.		Books, Compact Discs, Tapes/Records, Family Pictures		\$	100
06. Wearing Apparel		Necessary wearing apparel.		\$	50
07. Furs and jewelry.		Earrings, watch, costume jewelry		\$	50
08. Firearms and sports, photographic, and other hobby equipment.	X				
09. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	X				
10. Annuities. Itemize and name each issuer.	X				

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

SCHEDULE B - PERSONAL PROPERTY						
Type of Property	NONE	Description and Location of Property	A A A	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or		
11. Interests in an educational IRA as defined in 26 U.S.C 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. 529(B)(1). Give particulars. (File separately the records(s) of any such interest(s). 11 U.S.C. 521(c); Rule 1007(b)).	X					
12. Interest in IRA,ERISA, Keogh, or other pension or profit sharing plans. Give particulars	X					
13. Stocks and interests in incorporated and unincorporated businesses.	X					
14. Interest in partnerships or joint ventures. Itemize. Itemize.	X					
15. Government and corporate bonds and other negotiable and non-negotiable instruments.	X					
16. Accounts receivable	X					
17. Alimony, maintenance, support and property settlements to which the debtor is or may be entitled	X					
18. Other liquidated debts owing debtor including tax refunds. Give particulars.	X					
19. Equitable and future interests, life estates, and rights of power exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X					
20. Contingent and Non-contingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X					
21. Other contingent and unliquidated claims of every nature, including tax refunds, counter claims of the debtor, and rights to setoff claims. Give estimated value of each.	X					
22. Patents, copyrights and other intellectual property. Give particulars.	X					
23. Licenses, franchises and other general intangibles.	X					
24. Customer list or other compilations containing personally identifiable information (as defined in 11 USC 101 41A provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes	X					
25. Autos, Truck, Trailers and other vehicles and accessories.		Am Gen - 2002 Lincoln LS (over 80,000 miles)		\$ 8,750		

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

SCHEDULE B - PERSONAL PROPERTY						
Type of Property	N O N E	Description and Location of Property	C H M	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or		
26. Boats, motors and accessories.	X					
27. Aircraft and accessories.	X					
28. Office equipment, furnishings, and supplies.	X					
29. Machinery, fixtures, equipment, and supplie used in business.	X					
30. Inventory	X					
31. Animals		Family Pet: Dog		\$ 0		
32. Crops-Growing or Harvested. Give particulars.	X					
33. Farming equipment and implements.	X					
34. Farm supplies, chemicals, and feed.	X					
35. Other personal property of any kind not already listed. Itemize.	X					
		Total (Report also on Summary of Schedules)		\$12,950		

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## NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

SCHEDULE C - PROPERTY	CLA	AIMED EXEMPT
Debtor claims the exemptions to which debtor is entitled under: (Check one box)  11 U.S.C. § 522(b)(2)  11 U.S.C. § 522(b)(3)		Check if debtor claims a homestead exemption that exceeds \$136,875

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property without Deducting Exemption
00. Real Property 2701 N Mobile Chicago, IL 60639 (Debtor's Residence) ((SURRENDER))	735 ILCS 5/12-901	\$ 15,000	\$ 290,000
02. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations or credit unions, brokerage houses, or cooperatives.			
Bank of America checking account	735 ILCS 5/12-1001(b)	\$ 3,000	\$ 3,000
04. Household goods and furnishings, including audio, video, and computer equipment.  Household goods; TV, DVD player, stereo, sofa, vacuum, table, chairs, lamps, bedroom sets, microwave, pots/pans,	735 ILCS 5/12-1001(b)	\$ 500	\$ 1,000
dishes/flatware, bbq grill 05. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles. Books, Compact Discs, Tapes/Records, Family Pictures	735 ILCS 5/12-1001(a)	\$ 100	\$ 100
06. Wearing Apparel Necessary wearing apparel.	735 ILCS 5/12-1001(a),(e)	\$ 50	\$ 50
07. Furs and jewelry.  Earrings, watch, costume jewelry	735 ILCS 5/12-1001(b)	\$ 50	\$ 50
25. Autos, Truck, Trailers and other vehicles and accessories.  Am Gen - 2002 Lincoln LS (over 80,000 miles)	735 ILCS 5/12-1001(c) 735 ILCS 5/12-1001(b)	\$ 2,400 \$ 450	\$ 8,750
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# Document Page 13 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Elsie Rivera, Debtor

### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s) on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule D.

	Creditor's Name and Mailing Address Including Zip and Account Number (See Instructions Above)	Codebtor	C H M	* Date Claim was Incured * Nature of Lien *Value of Property Subject to Lien *Description of Property	Contingent	Unliquidated	Disputed	Amount of Claim Without Deducting Value of	Unsecured Portion, If Any
1	American General Finance Attn: Bankruptcy Dept. 5124 N Harlem Ave Harwood Heights IL 60706 Acct No.: 7060327016514127			Dates: 2006 Nature of Lien: Lien on Vehicle - PMSI Market Value: \$ 8,750 Intention: Reaffirm 524 (c) *Description: Am Gen - 2002 Lincoln LS (over 80,000 miles)				\$ 4,221	\$ 4,221
2	Onewest Bank Attn: Bankruptcy Dept. 6900 Beatrice Dr Kalamazoo MI 49009 Acct No.: 6681007908369			Dates: 2006 Nature of Lien: Mortgage Market Value: \$ 290,000 Intention: Surrender *Description: 2701 N Mobile Chicago, IL 60639 (Debtor's Residence) ((SURRENDER))				\$ 293,244	\$ 3,244

Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Ira T. Nevel

175 N. Franklin, Suite 201 Chicago IL 60606

Clerk, Chancery Doc# 09 CH 17933 50 W. Washington St., Room 802 Chicago IL 60602

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In re

Elsie Rivera, Debtor

Creditor's Name and Mailing Address Including Zip and Account Number (See Instructions Above) Codebtor C M H

\* Date Claim was Incured

\* Nature of Lien

\*Value of Property Subject to Lien

\*Description of Property

nliquidated

Amount of Claim Without Deducting Value of

Unsecured Portion, If Any

**Total** 

\$ 297,465

\$ 7,465

(Report also on Summary of Schedules.) (if applicatble, report also on Statistical Summary of Certain Liabilities and Related Data.)

# Document Page 15 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Elsie Rivera, Debtor

### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts who file a case under chapter 7 or 13 report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors

	Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.
TYF	PES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)
	Domestic Support Obligations Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).
	Extensions of Credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but bfore the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).
	Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
	Contributions to employee benefit plans Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).
	Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
	<b>Deposits by individuals</b> Claims of individuals up to \$2,425* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).
	Taxes and certain other Debts Owed to Governmental Units  Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).
	Commitments to maintain the capital of insured depository institution Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).
	Claims for death or personal injury while debtor was intoxicated Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

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<sup>\*</sup> Amounts are subject to adjustment on April 10, 2010, and every three years thereafter with respect to cases commenced on or after the date of adju

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Elsie Rivera / Debtor

### SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts filing a case under chapter 7, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

느								
Cr	editor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C H W	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	 ount of Claim
1	Applied Bank Attn: Bankruptcy Dept. 601 Delaware Ave Wilmington DE 19801 Acct #: 1611			Dates: 1999-2009 Reason: Credit Card or Credit Use				\$ 2,900
2	Best Buy/HSBC Attn: Bankruptcy Dept. Po Box 15519 Wilmington DE 19850 Acct #: 1611			Dates: 2001-2009 Reason: Credit Card or Credit Use				\$ 1,000
3	Carson/HSBC Attn: Bankruptcy Dept. Po Box 15521 Wilmington DE 19805 Acct #: 1611			Dates: 1997-2009 Reason: Credit Card or Credit Use				\$ 300

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In re

Elsie Rivera / Debtor

Record # 435596

	SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS						CLAIMS	
Cre	editor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C A H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
4	Credit One Bank Attn: Bankruptcy Dept. Po Box 98875 Las Vegas NV 89193 Acct #: 1611			Dates: 2008-2009 Reason: Credit Card or Credit Use				\$ 900
5	Discover Financial Services Attn: Bankruptcy Dept. Po Box 15316 Wilmington DE 19850 Acct #: 1611			Dates: 2001-2009 Reason: Credit Card or Credit Use				\$ 4,300
6	Discover Financial Services Attn: Bankruptcy Dept. Po Box 15316 Wilmington DE 19850 Acct #: 1611			Dates: 2001-2009 Reason: Credit Card or Credit Use				\$ 7,000
7	First Premier Bank Attn: Bankruptcy Dept. 601 S Minnesota Ave Sioux Falls SD 57104 Acct #: 1611			Dates: 2008 Reason: Credit Card or Credit Use				\$ 600
8	First Premier Bank Attn: Bankruptcy Dept. 601 S Minnesota Ave Sioux Falls SD 57104 Acct #: 1611			Dates: 2002-2009 Reason: Credit Card or Credit Use				\$ 600
9	Harlem Furniture Bankruptcy Department PO Box 2974 Mission KS 66201 Acct #: 1611			Dates: 2002-2008 Reason: Credit Card or Credit Use				\$ 1,200
10	HSBC Attn: Bankruptcy Dept. Po Box 5253 Carol Stream IL 60197 Acct #: 1611			Dates: 2001-2009 Reason: Credit Card or Credit Use				\$ 900

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In re

SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS							
Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C H M	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
11 HSBC NV Attn: Bankruptcy Dept. Po Box 5253 Carol Stream IL 60197 Acct #: 1611			Dates: 1999-2009 Reason: Credit Card or Credit Use				\$ 7,500
12 Illinois Collection Service Attn: Bankruptcy Dept. 8231 185Th St Ste 100 Tinley Park IL 60487 Acct #: 8946426			Dates: 2006-2007 Reason: Medical Debt				\$ 289
13 KCA Financial Services Attn: Bankruptcy Dept. 628 North St Geneva IL 60134 Acct #: 8065792			Dates: 2006-2007 Reason: Medical Debt				\$ 55
14 Lane Bryant/WFNNB Attn: Bankruptcy Dept. 450 Winks Ln Bensalem PA 19020 Acct #: 1611			Dates: 2007-2009 Reason: Credit Card or Credit Use				\$ 300
15 Radio Shack/Citicorp Attn: Bankruptcy Dept. Po Box 6497 Sioux Falls SD 57117 Acct #: 1611			Dates: 2004-2009 Reason: Credit Card or Credit Use				\$ 600
16 Target National Bank Attn: Bankruptcy Dept. Po Box 673 Minneapolis MN 55440 Acct #: 1611			Dates: 2002-2009 Reason: Credit Card or Credit Use				\$ 1,500

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Elsie Rivera / Debtor

Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C A H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	 unt of aim
17 T-Mobile Bankruptcy Department PO Box 742596 Cincinnati OH 45274-2596 Acct #: 3785752			Dates: 2004-2005 Reason: Utility Bills/Cellular Service				\$ 600

### Law Firm(s) | Collection Agent(s) Representing the Original Creditor

AmSher Collection Services Bankruptcy Department 600 Beacon Pkwy. W, Ste. 300 Birmingham AL 35209

18 Trojan Professional Attn: Bankruptcy Dept. 4410 Cerritos Ave Los Alamitos CA 90720 Acct #: 11377286560440736	Dates: 2007-2008 Reason: Medical Debt	\$ 1,657
19 Washington Mutual Card Svcs. Bankruptcy Department PO Box 660487 Dallas TX 75266 Acct #: 8530181052	Dates: 2009 Reason: Credit Card or Credit Use	\$ 2,100

### Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Midland Credit Management Bankruptcy Department 8875 Aero Dr., Ste. 200 San Diego CA 92123-2215

### **Total Amount of Unsecured Claims**

(Report also on Summary of Schedules)

\$ 34,301.00

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# Document Page 20 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Elsie Rivera, Debtor

### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).



Check this box if debtor has no executory contracts or unexpired leases.

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract. Description of Contract or Lease and Nature of Debtor's Interest. State whether Lease is for Non-Residential Real Property. State Contract Number or Any Government Contract.

Page 1 of 1

[x] None

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# Document Page 21 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Elsie Rivera, Debtor

### **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no codebtors.

Name and Address of CoDebtor	Name and Address of the Creditor
[x] None	

PFG Record # 435596 B6H (Official Form 6H) (12/07) Page 1 of 1

## UNITED STATES BARKREPTEY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Elsie Rivera, Debtor Bankruptcy Docket #:

### SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital	DEPENDENTS OF DEBTOR AND SPOUSE ~ RELATIONSHIP AND AGE									
Status: Single	None									
	DEBTOR EMPLOYMENT	SPOUSE EMPLOYMENT								
Occupation:	Production Manager									
Name of Employer:	Optimum Food Group									
Years Employed	approx. 3 months									
Employer Address:	2900 Shemer Rd									
City, State, Zip	Northbrook, IL 60062	,								

INCOME: (Estimate of average or projected monthly income at time case filed.)	DEBTOR	SPOUSE
Monthly Gross Wages, Salary, and commissions	\$ 3,481.83	\$ 0.00
(Prorate if not paid monthly.)  2. Estimated Monthly Overtime	\$ 0.00	\$ 0.00
3. SUBTOTAL	\$ 3,481.83	\$ 0.00
4. LESS PAYROLL DEDUCTIONS	<b>4</b> 0, 10 mod	<b>4</b> 0.00
a. Payroll Taxes and Social Security	\$ 588.99	\$ 0.00
b. Insurance	\$ 0.00	\$ 0.00
c. Union Dues	\$ 0.00	\$ 0.00
d. Other (Specify)  Pension:	\$ 0.00	\$ 0.00
Voluntary 401 Contributions:	\$ 0.00	\$ 0.00
Child Support:	\$ 0.00	\$ 0.00
Life Insurance, Uniforrms, 401K Loan:	\$ 0.00	\$ 0.00
5. SUBTOTAL OF PAYROLL DEDUCTIONS	\$ 588.99	\$ 0.00
6. TOTAL NET MONTHLY TAKE HOME PAY	\$ 2,892.84	\$ 0.00
7. Regular income from operation of business or profession or farm	\$ 0.00	\$ 0.00
8. Income from real property	\$ 0.00	\$ 0.00
Interest and dividends	\$ 0.00	\$ 0.00
<ol><li>Alimony, maintenance or support payments payable to the debtor for the debtor's use or that of dependents listed above.</li></ol>	\$ 0.00	\$ 0.00
11. Social Security or government assistance (Specify)	\$ 0.00	\$ 0.00
12. Pension or retirement income	\$ 0.00	\$ 0.00
13. Other monthly income (Specify:) & & &	\$ 0.00	\$ 0.00
Unemployment Income	\$ 0.00	\$ 0.00
14. SUBTOTAL OF LINES 7 THROUGH 13		
15. AVERAGE MONTHLY INCOME (Add amounts shown on lines 6 and 14)	\$ 2,892.84	\$ 0.00
16. COMBINED AVERAGE MONTHLY INCOME (Combine column totals fromlin	\$ 2,89	92.84
if there is only one debtor repeat total reported on line 15.)	Report also on Summary of Schedules and	d. if applicable. on Statistical Summary

Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data.)

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<sup>17.</sup> Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: **None** 

## UNITED STATES BARKRUPTEY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Elsie Rivera / Debtor Bankruptcy Docket #:

SCHEDULE J - CURRENT EXPENSES OF INDIVIDUAL DEBTOR(	S)
Complete this schedule by estimating the average monthly expenses of the debtor and the debtor's family at time case filed. P payments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate.	rorate any
Check box if joint petition is filed & debtor's spouse maintains a separate household. Complete a separate schedule of expenditures late	eled "Spouse".
Rent or home mortgage payment (include lot rented for mobile home)	\$ 750.00
a. Real Estate taxes included? [] Yes [x] No b. Property insurance included? [] Yes [x] No	
2. Utilities: a. Electricity and Heating Fuel	\$ 165.00
b. Water, Sewer, Garbage	\$ -
c. Cellphone, Internet	\$ 200.00
d. Other Home Phone and Cable Television	\$ 135.00
3. Home Maintenance (repairs and upkeep)	\$ -
4. Food	\$ 350.00
5. Clothing	\$ 50.00
6. Laundry and Dry Cleaning	\$ 40.00
7. Medical and Dental Expenses	\$ 100.00
8. Transportation (not including car payments) Gas, Tolls/Parking, Fees/Licenses, Repair, Bus/Train	\$ 252.00
9. Recreation, Clubs and Entertainment, Newspapers, Magazines, etc.	\$ 60.00
10. Charitable Contributions	\$ -
11. Insurance (not deducted from wages or included in home mortgage payments)	\$ -
a. Homeowner's or Renter's b. Life	\$ -
c. Health	\$-
d. Auto	\$ 100.00
e. Other	\$-
12. Taxes (not deducted from wages or included in home mortgage payments)	·
(Specify) Federal or State Tax Repayments, Real Estate Taxes	\$ -
13. Installment Payments: (In Chapter 11, 12, and 13 cases, do not list payments to be included in plan) a. Auto	\$495.00
b. Reaffirmation Payments	\$ -
c. Other \$-	\$-
14. Alimony, maintenance and support paid to others	<b>\$</b> -
15. Payments for support of additional dependents not living at your home	<b>\$</b> -
16. Regular expenses from operation of business, profession, or farm (attach detailed statement)	\$ -
17. Other: Haircuts, Hygiene, Newspaper/Mags & Tuition, Books & Childcare & Pet  Eyecare, Meds Postage/Banking GLS Repay: Babysitting Care:	
\$122.00    \$25.00    \$0.00   \$-    \$25.00	\$172.00
18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and if applicable, on the Stastical of Summary of Certain Liabilities and Related Data.	\$ 2,869.00
19. Describe any increase/decrease in expenditures anticipated to occur within the year following the filing <i>None</i>	this document:
20. STATEMENT OF MONTHLY NET INCOME  a. Average monthly income from Line 15 of Schedule I b. Average monthly expenses from Line 18 above c. Monthly net income (a. minus b.) d. Total amount to be paid into plan monthly	\$ 2,892.84 \$ 2,869.00 <b>\$ 23.85</b> \$ -

Record #: 435596 B6J (Official Form 6J) (12/07) Page 1 of 1

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# Document Page 24 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Elsie Rivera Debtor Bankruptcy Docket #:

### **DECLARATION CONCERNING DEBTOR'S SCHEDULES**

#### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, and that they are true and correct to the best of my knowledge, information and belief. I have disclosed on the foregoing schedules all property or assets I may have an interest in, the correct value of it, and every debt I may be liable for. I accept the risk that some debts won't be discharged. I have been advised of the difference between Chapter 7 and Chapter 13, income & expense concepts, budgeting, and have made full disclosure.

Debtor's attorney has advised debtor that creditors can object to discharge of their debt on a variety of grounds including fraud, recent credit usage, divorce and support obligations and reckless conduct.

Debtor's attorney has advised debtor that non-dischargeable debts such as taxes, student loans, fines by government units and liens on property of debtor are generally unaffected by bankruptcy.

Dated:	07/17/2009	/s/ Elsie Rivera	X Date & Sign
		Elsie Rivera	
	if joint case, both s	spouses must sign. If NOT a joint case the joint debtor will	NOT appear.
Penalty f	or making a false stat	ement: Fine of up to \$500,000 or imprisonn U.S.C. Sections 152 and 3571	nent for up to 5 years, or both. 18
DECLARA	TION AND SIGNATUR	RE OF NON-ATTORNEY BANKRUPTCY PET	TION PREPARER (See 11 U.S.C. 110)
lon-Attorne	y Petition Preparers we	re <b>NOT</b> used to prepare any portion of this pe the Law Offices of Peter Francis Geraci.	tition. All documents were produced by

#### DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP

THIS SECTION ONLY APPLIES TO PETITION PREPARERS AND HAS NOTHING TO DO WITH THIS CASE

This is a personal bankruptcy for an individual(s) and **NOT** a corporation or partnership.

THIS SECTION ONLY APPLIES TO CORPORTATIONS & PARTNERSHIPS AND HAS NOTHING TO DO WITH THIS CASE

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

PFG Record #

# Document Page 25 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Elsie Rivera, Debtor

### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

### 01. INCOME FROM EMPLOYMENT OR OPERATION OF BUSINESS:

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the two years immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

	AWOUNT	SOURCE	
	2009: \$11,250/YTD 2008: \$17,469 2007: \$37,149	Employment	
X	Spouse		
	AMOUNT	SOURCE	

SOLIDOE

AMOUNT

# Document Page 26 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

02. INCOME OTHER THAN FRO	M EMPLOYMENT OR OPERATION	OF BUSINESS:	
the two years immediately precede spouse separately. (Married debte	ling the commencement of this case	nployment, trade, profession, operation of . Give particulars. If a joint petition is filed, r 13 must state income for each spouse wed.)	state income for each
AMOUNT	SOURCE		
Spouse			
AMOUNT	SOURCE		
services, and other debts to any of value of all property that constitut that were made to a creditor on a	TOR(S) WITH PRIMARILY CONSUN creditor made within 90 days immedi es or is affected by such transfer is i ccount of a domestic support obligat	MER DEBTS: List all payments on loans, in ately proceeding the commencement of the not less than \$600.00. Indicate with an as ion or as part of an alternative repayment arried debtors filing under chapter 12 or ch	nis case if the aggregate terisk (*) any payments schedule under a plan by
		lled, unless the spouses are separated and	
of Creditor  American General Finane 5124 N Harlem Ave Harwood Heights, IL 60706	Payments  Monthly	Paid	Still Owing \$4,221.00
days immediately preceding the c transfer is not less than \$5,000 (I	commencement of the case if the age Married debtors filing under chapter	EBTS: List each payment or other transfe gregate value of all property that constitute 12 or chapter 13 must include payments a uses are separated and a joint petition is n	es or is affected by such and other transfers by each

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### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Elsie Rivera, Debtor

CTATEMENT	OF FINANCIAL	VEEVIDE
SIAICMENI	UF FINANCIAL	ALLAIRO

NONE

X

c. ALL DEBTORS: List all payments made within 1 year immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments be either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name & Address of Creditor & Relationship to Debtor

Dates of Payments Amount Paid or Value of **Transfers** 

Amount Still Owing

04. SUITS AND ADMINISTRATIVE PROCEEDINGS, EXECUTIONS, GARNISHMENTS AND ATTACHMENTS:

List all lawsuits & administrative proceedings to which the debtor is or was a party within 1 (one) year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

**CAPTION OF** SUIT AND CASE NUMBER

**NATURE** OF **PROCEEDING** 

**Foreclosure** 

COURT OF AGENCY AND LOCATION

**STATUS** ΟF DISPOSITION

IndyMac Federal Bank v. Elsie Rivera 09 CH 17933

First Municipal Division

Pending

NONE X

04b. WAGES OR ACCOUNTS GARNISHED: Describe all property that has been attached, garnished or seized under any legal or equitable process within (1) one year preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Person for Whose Benefit Property was Seized

Date of Seizure Description and Value of Property

NONE

X

05. REPOSSESSION, FORECLOSURES AND RETURNS:

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Creditor or Seller

Date of Repossession, Foreclosure Sale. Transfer or Return

Description and Value of Property

# Document Page 28 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Elsie Rivera, Debtor

	OTATEMENT OF THAT	NCIAL AFFAIRS	
06. ASSIGNMENTS AND F	RECEIVERSHIPS:		
• •	at of property for the benefit of creditors made wit		-
,	g under chapter 12 or chapter 13 must include a		spouses whether or not a join
petition is filed, unless the s	spouses are separated and a joint petition is not	med.)	
Name and	Date	Terms of	
Address of	of	Assignment or	
Assignee	Assignment	Settlement	
	as been in the hands of a custodian, receiver, or tent of this case. (Married debtors filing under ch		
•	pouses whether or not a joint petition is filed, unle	·	•
Name and	Name & Location	Date	Description
Address	of Court Case	of	and Value of
of Custodian	Title & Number	Order	Property
or custoural			
07. GIFTS:			
07. GIFTS:	ontributions made within one year immediately pr	eceding the commencement of t	his case except ordinary and
07. GIFTS: List all gifts or charitable co	ontributions made within one year immediately pr ers aggregating less than \$200 in value per indivi	_	
07. GIFTS:  List all gifts or charitable cousual gifts to family member than \$100 per recipient. (M	ers aggregating less than \$200 in value per indivi arried debtors filing under chapter 12 or chapter	dual family member and charital 13 must include gifts or contribu	ole contributions aggregating
07. GIFTS:  List all gifts or charitable cousual gifts to family members than \$100 per recipient. (M	ers aggregating less than \$200 in value per indivi	dual family member and charital 13 must include gifts or contribu	ole contributions aggregating
07. GIFTS:  List all gifts or charitable cousual gifts to family member than \$100 per recipient. (M whether or not a joint petition)	ers aggregating less than \$200 in value per indivi- arried debtors filing under chapter 12 or chapter on is filed, unless the spouses are separated and	dual family member and charital 13 must include gifts or contribu	ole contributions aggregating
07. GIFTS:  List all gifts or charitable cousual gifts to family members than \$100 per recipient. (M	ers aggregating less than \$200 in value per indivi- arried debtors filing under chapter 12 or chapter on is filed, unless the spouses are separated and	dual family member and charital 13 must include gifts or contribu I a joint petition is not filed.)	ole contributions aggregating tions by either or both spouse

Part by Insurance, Give Particulars

of Property

Loss

# Document Page 29 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

NONE

NONE

Elsie Rivera, Debtor

S	TATEMENT OF F	INANCIAL AFFAIRS	
09. PAYMENTS RELATED TO DEB	Γ COUNSELING OR BANKRU	IPTCY:	
	under the bankruptcy law or pr	e debtor to any persons, including attorn reparation of a petition in bankruptcy with	
Name and		Date of Payment,	Amount of Money or
Address		Name of Payer if	Description and
of Payee		Other Than Debtor	Value of Property
Law Offices of Peter Francis Geraci 55 E Monroe St Suite#3400		2008	Payment/Value: \$ 2,400.00
	neys, for consultation concern	UPTCY: List all payments made or proping debt consolidation, relief under the burnencement of this case.	
Name and	,, ,	Date of Payment,	Amount of Money or
Address of Payee		Name of Payer if Other Than Debtor	description and Value of Property
MMI/CCCS 9009 W. Loop S. Houston, TX 77096 Phone 866.983.2227		2009	\$50.00
0. OTHER TRANSFERS			
ransferred either absolutely or as se	curity with two (2) years immed must include transfers by eithe	nary course of the business or financial a diately preceding the commencement of er or both spouses whether or not a joint	this case. (Married debtors
Name and Address of		Describe Property	
Transferee, Relationship to Debtor	Date	Transferred and Value Received	
0b. List all property transferred by thrust or similar device of which the de		immediately preceding the commencem	nent of this case to a self-settled
Name of	Date(s)	Amount and Date	
Trust or	of	of Sale or	

Transfer(s)

other Device

Closing

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Elsie Rivera, Debtor

STATEMENT	OF FINANCIA	I AFFAIRS
SIAICIVICIAI	OF FINANCIA	LAFFAIRO

NONE

#### 11. CLOSED FINANCIAL ACCOUNTS:

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one (1) year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Institution Type of Account, Last Four Digits of Account Number, and Amount of Final Balance

Amount and Date of Sale or Closing

NONE

#### 12. SAFE DEPOSIT BOXES:

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Bank or Other Depository Names & Addresses of Those With Access to Box or depository Description of Contents Date of Transfer or Surrender, if Any

NONE

#### 13. SETOFFS:

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Creditor

Date of Setoff

Amount of Setoff

NONE

### 14. LIST ALL PROPERTY HELD FOR ANOTHER PERSON:

List all property owned by another person that the debtor holds or controls.

Name and Address of Owner

Description and Value of Property

Location of Property

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Elsie Rivera, Debtor

STATEMENT	OF FINANCIAL	<b>AFFAIRS</b>
SIAICMEN	OF FINANCIAL	AFFAIRS

#### 15. PRIOR ADDRESS OF DEBTOR(S):

If debtor has moved within three (3) years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

 Name
 Dates of Occupancy

 2836 N Mason Ave Chicago, IL 60634
 Same
 09/2006 - 09/2006

NONE

#### 16. SPOUSES and FORMER SPOUSES:

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight (8) years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

Name



#### 17. ENVIRONMENTAL INFORMATION:

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil surface water, ground water, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of the these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous material" means anything defined as a hazardous waste, hazardous or toxic substances, pollutant, or contaminant, etc. under environmental Law.

NONE

17a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

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In re

		and the date of the notice.	
Site Name and Address	Name and Address of Governmental Unit	Date of Notice	Environmental Law
	inistrative proceedings, including settlemen indicate the name and address of the govern		
Name and Address of	Docket	Status of	
a. If the debtor is an indivi- ending dates of all busine partnership, sole proprieto immediately preceding the within six (6) years immediately	AND NAME OF BUSINESS  dual, list the names, addresses, taxpayer ideses in which the debtor was an officer, direr, or was self-employed in a trade, profession commencement of this case, or in which the liately preceding the commencement of this	ctor, partner, or managing executive on, or other activity either full- or parte debtor owned 5 percent or more of case.	of a corporation, partner in a time within six (6) years the voting or equity securities
Governmental Unit  18 NATURE, LOCATION  a. If the debtor is an indiviending dates of all busine partnership, sole propriete immediately preceding the within six (6) years immediately preceding the within six (6) years immediately preceding dates of all busine	AND NAME OF BUSINESS  dual, list the names, addresses, taxpayer ideses in which the debtor was an officer, direr, or was self-employed in a trade, profession commencement of this case, or in which the	entification numbers, nature of the buctor, partner, or managing executive on, or other activity either full- or parted debtor owned 5 percent or more of case.	of a corporation, partner in a time within six (6) years the voting or equity securities nesses, and beginning and
Governmental Unit  18 NATURE, LOCATION  a. If the debtor is an indiviending dates of all busine partnership, sole proprieto immediately preceding the within six (6) years immediately preceding dates of all busine (6) years immediately pre  If the debtor is a corporatiending dates of all busine ending dates of all busine	Number  AND NAME OF BUSINESS  dual, list the names, addresses, taxpayer ideses in which the debtor was an officer, direr, or was self-employed in a trade, profession commencement of this case, or in which the liately preceding the commencement of this ip, list the names, addresses, taxpayer identesses in which the debtor was a partner or ow	entification numbers, nature of the buctor, partner, or managing executive on, or other activity either full- or parte debtor owned 5 percent or more of case.  tification numbers, nature of the busived 5 percent or more of the voting tification numbers, nature of the busi	of a corporation, partner in a time within six (6) years the voting or equity securities nesses, and beginning and or equity securities, within six nesses, and beginning and
Governmental Unit  18 NATURE, LOCATION  a. If the debtor is an indiviending dates of all busine partnership, sole propriete immediately preceding the within six (6) years immediately preceding dates of all busine (6) years immediately pre  If the debtor is a corporatiending dates of all busine ending dates of all busine	Number  AND NAME OF BUSINESS  dual, list the names, addresses, taxpayer ideses in which the debtor was an officer, direr, or was self-employed in a trade, profession commencement of this case, or in which the iately preceding the commencement of this ip, list the names, addresses, taxpayer identses in which the debtor was a partner or overeding the commencement of this case.  On, list the names, addresses, taxpayer identses in which the debtor was a partner or overeding the commencement of this case.	entification numbers, nature of the buctor, partner, or managing executive on, or other activity either full- or parte debtor owned 5 percent or more of case.  tification numbers, nature of the busived 5 percent or more of the voting tification numbers, nature of the busi	of a corporation, partner in a time within six (6) years the voting or equity securities nesses, and beginning and or equity securities, within six nesses, and beginning and

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Elsie Rivera, Debtor

Address

The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtas been, within six years immediately preceding the commencement of this case, any of the following: an officer, director, executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partnership, a sole proprietor, or self-employed in a trade, profession, or other activity, either full- or part-time.  (An individual or joint debtor should complete this portion of the statement only if the debtor is or has been in business, as within six years immediately preceding the commencement of this case. A debtor who has not been in business within thos should go directly to the signature page.)  19. BOOKS, RECORDS AND FINANCIAL STATEMENTS:  List all bookkeepers and accountants who within two (2) years immediately preceding the filing of this bankruptcy case kep the keeping of books of account and records of the debtor.  Name  Dates Services Rendered  19b. List all firms or individuals who within two (2) years immediately preceding the filing of this bankruptcy case have audi account and records, or prepared a financial statement of the debtor.  Dates Services Rendered  19c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records are not available, explain.  Name  Address  Address			
within six years immediately preceding the commencement of this case. A debtor who has not been in business within thos should go directly to the signature page.)  19. BOOKS, RECORDS AND FINANCIAL STATEMENTS:  List all bookkeepers and accountants who within two (2) years immediately preceding the filing of this bankruptcy case kept the keeping of books of account and records of the debtor.  Name  Dates Services Rendered  19b. List all firms or individuals who within two (2) years immediately preceding the filing of this bankruptcy case have audit account and records, or prepared a financial statement of the debtor.  Dates Services Name  Address  Paddress  Rendered  19c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records are not available, explain.  Name  Address  Address	has been, within six years immexecutive, or owner of more th	ediately preceding the commencement an 5 percent of the voting or equity sec	of this case, any of the following: an officer, director, managi urities of a corporation; a partner, other than a limited partner
List all bookkeepers and accountants who within two (2) years immediately preceding the filing of this bankruptcy case kept the keeping of books of account and records of the debtor.  Name	within six years immediately pr	eceding the commencement of this cas	
the keeping of books of account and records of the debtor.  Name	19. BOOKS, RECORDS AND	FINANCIAL STATEMENTS:	
and Address Rendered  19b. List all firms or individuals who within two (2) years immediately preceding the filing of this bankruptcy case have audit account and records, or prepared a financial statement of the debtor.  Dates Services Rendered  19c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records are not available, explain.  Name Address  Address  19d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial services in possession of the deposition of the books of account and records are not available, explain.			iately preceding the filing of this bankruptcy case kept or supe
account and records, or prepared a financial statement of the debtor.  Dates Services Rendered  19c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records are not available, explain.  Name Address  19d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial services.			
Name Address Rendered  19c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records are not available, explain.  Name Address  19d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial section.			preceding the filing of this bankruptcy case have audited the
of the debtor. If any of the books of account and records are not available, explain.  Name  Address  19d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial s	Name	Address	
19d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial s			
	Name	Address	
issued by the debtor within two (2) years immediately preceding the commencement of this case.			

Issued

# Document Page 34 of 41 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

	STATEMENT OF FIN	NANCIAL AFFAIRS	
20. INVENTORIES			
List the dates of the last to the dollar amount and bas	wo inventories taken of your property, the name is of each inventory.	me of the person who supervised th	e taking of each inventory, an
Date	Inventory	Dollar Amount of Inventory	
of	Our en de en	(specify cost, market of other	
Inventory	Supervisor	basis)	
b. List the name and addr	ess of the person having possession of the r	ecords of each of the inventories re	ported in a., above.
Date	Name and Addresses of Custodian		
of Inventory	of Inventory Records		
	φ,	of each member of the partnership.	
Name and Address	Nature of Interest	Percentage of Interest	
and Address  21b. If the debtor is a corp	Nature	Percentage of Interest	directly or indirectly owns,
and Address  21b. If the debtor is a corpcontrols, or holds 5% or mane and Address  22. FORMER PARTNER	Nature of Interest  poration, list all officers & directors of the corpore of the voting or equity securities of the co	Percentage of Interest  poration; and each stockholder who corporation.  Nature and Percentage of Stock Ownership  OLDERS:	
and Address  21b. If the debtor is a corpcontrols, or holds 5% or mand Address  22. FORMER PARTNER  If the debtor is a partnersh	Nature of Interest  Doration, list all officers & directors of the corpore of the voting or equity securities of the corpore of the voting of the corpore of the voting of the voting of the corpore of the voting of the	Percentage of Interest  poration; and each stockholder who corporation.  Nature and Percentage of Stock Ownership  OLDERS: ship interest of each member of the Date of	
and Address  21b. If the debtor is a corpontrols, or holds 5% or mand Address  22. FORMER PARTNER  If the debtor is a partnersholds and Address	Nature of Interest  Poration, list all officers & directors of the corpore of the voting or equity securities of the control of the voting of	Percentage of Interest  poration; and each stockholder who corporation.  Nature and Percentage of Stock Ownership  OLDERS: ship interest of each member of the Date of Withdrawal	partnership.
and Address  21b. If the debtor is a corpontrols, or holds 5% or many Name and Address  22. FORMER PARTNER  If the debtor is a partnershow Name  22b. If the debtor is a corponershow Name	Nature of Interest  Doration, list all officers & directors of the corpore of the voting or equity securities of the corpore of the voting of the corpore of the voting of the voting of the corpore of the voting of the	Percentage of Interest  poration; and each stockholder who corporation.  Nature and Percentage of Stock Ownership  OLDERS: ship interest of each member of the Date of Withdrawal	partnership.
and Address  21b. If the debtor is a corpontrols, or holds 5% or many Name and Address  22. FORMER PARTNER  If the debtor is a partnershow Name  22b. If the debtor is a corponershow Name	Nature of Interest  Poration, list all officers & directors of the corpore of the voting or equity securities of the control of the voting of the vo	Percentage of Interest  poration; and each stockholder who corporation.  Nature and Percentage of Stock Ownership  OLDERS: ship interest of each member of the Date of Withdrawal	partnership.

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In re

	STATEMENT OF FIN	ANCIAL AFFAIRS	
22b. If the debtor is a corporation, list all officers, or directors whose relationship with the corporation terminated within one (1) year immediately preceding the commencement of this case.			
Name and Address	Title	Date of Termination	
23. WITHDRAWALS FROM A PA	RTNERSHIP OR DISTRIBUTION BY	A COPORATION:	
· · · · · · · · · · · · · · · · · · ·	•	utions credited or given to an insider, including comper eer perquisite during one year immediately preceding th	
Name and Address of	Date and	Amount of Money or	
Recipient, Relationship to	Purpose of	Description and value of	
Debtor	Withdrawal	Property	
•	he name and federal taxpayer identific	ation number of the parent corporation of any consolid thin six (6) years immediately preceding the commence	-
If the debtor is a corporation, list t for tax purposes of which the deb case.  Name of	he name and federal taxpayer identifictor has been a member at any time wi  Taxpayer	· · · · · · · · · · · · · · · · · · ·	-
If the debtor is a corporation, list t for tax purposes of which the deb case.	he name and federal taxpayer identifictor has been a member at any time wi	· · · · · · · · · · · · · · · · · · ·	-
If the debtor is a corporation, list t for tax purposes of which the deb case.  Name of	he name and federal taxpayer identifictor has been a member at any time wi  Taxpayer	· · · · · · · · · · · · · · · · · · ·	-
If the debtor is a corporation, list to for tax purposes of which the debtoase.  Name of Parent Corporation  25. PENSION FUNDS:  If the debtor is not an individual, list to for tax purposes of which the debtor is not an individual, list to for tax purposes.	he name and federal taxpayer identificator has been a member at any time wind a member at any time wind a member (EIN)  Identification Number (EIN)  st the name and federal taxpayer ider	· · · · · · · · · · · · · · · · · · ·	ement of
If the debtor is a corporation, list to for tax purposes of which the debtoase.  Name of Parent Corporation  25. PENSION FUNDS:  If the debtor is not an individual, list to the debtor is not an individual, list the debtor is not an individual.	he name and federal taxpayer identificator has been a member at any time wind a member at any time wind a member (EIN)  Identification Number (EIN)  st the name and federal taxpayer ider	thin six (6) years immediately preceding the commence	ement of

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Elsie Rivera, Debtor

STATEMENT	/ 1L	
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### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachment thereto and that they are true and correct.

Dated: 07/17/2009 /s/ Elsie Rivera

Elsie Rivera

X Date & Sign

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Elsie Rivera / Debtor

### **DEBTOR'S STATEMENT OF INTENTION**

PART A - Debts secured by property of the estate. (Part A must be fully completed for EACH debt which is secured by property of the estate. Attach additional pages if necessary.)

Property No. 1	
Creditor's Name: <b>American General Finance</b> Attn: Bankruptcy Dept. 5124 N Harlem Ave Harwood Heights IL 60706	Describe Property Securing Debt: Am Gen - 2002 Lincoln LS (over 80,000 miles)
Property will be (check one):	
□Surrendered	Retained
If retaining the property, I intend to (check at I	least one):
□Redeem the property	
■Reaffirm the debt	
□Other. Explain	(for example, avoid lien using 110 U.S.C. §
522(f)).	
Property is (check one):	
■Claimed as exempt	□Not claimed as exempt
Property No. 2	1
Creditor's Name: Onewest Bank Attn: Bankruptcy Dept. 6900 Beatrice Dr Kalamazoo MI 49009	Describe Property Securing Debt: 2701 N Mobile Chicago, IL 60639 (Debtor's Residence) ((SURRENDER))
Property will be (check one):	
■Surrendered □f	Retained
If retaining the property, I intend to <i>(check at I</i>	least one):
☐Redeem the property	
□Reaffirm the debt	
□Other. Explain	(for example, avoid lien using 110 U.S.C. §
522(f)).	
Property is (check one):	
■Claimed as exempt	□Not claimed as exempt

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Elsie Rivera / Debtor

### **DEBTOR'S STATEMENT OF INTENTION**

PART B - Personal property subject to unexpired leases. (All three columns of Part B must be completed for each unexpired lease. Attach additional pages if necessary.)

Property No. 0	
Lessor's Name:  NONE	Lease will be assumed pursuant to 11 U.S.C. § 365(p)(2): □ Yes □ No

I declare under penalty of perjury that the above indicates my intention as to any property of my estate securing a debt and/or personal property subject to an unexpired lease.

Dated: 07/17/2009 /s/ Elsie Rivera

Elsie Rivera

X Date & Sign

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### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Bankruptcy Docket #: Elsie Rivera, Debtor

### DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR - 2016B

1. Pursuant to 11 U.S.C. § 329(a) and Fed. Bankr. P. 2016(b), I certify that I am the attorney for the above named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

The compensation paid or promised by the Debtor(s), to the undersigned, is as follows: \$2,400 For legal services, Debtor(s) agrees to pay and I have agreed to accept \$2,400 Prior to the filing of this Statement, Debtor(s) has paid and I have received The Filing Fee has been paid. **Balance Due** 

The source of the compensation paid to me was:

Debtor(s) Other: (specify)

The source of compensation to be paid to me on the unpaid balance, if any, remaining is:

Debtor(s) Other: (specify)

The undersigned has received no transfer, assignment or pledge of property from the debtor(s) except the following for the value stated: None.

- The undersigned has not shared or agreed to share with any other entity, other than with members of the undersigned's law 4. firm, any compensation paid or to be paid without the client's consent, except as follows: **None.**
- The Service rendered or to be rendered include the following:
- (a) Analysis of the financial situation, and rendering advice and assistance to the client in determining whether to file a petition under Title 11. U.S.C.
- (b) Preparation and filing of the petition, schedules, statement of affairs and other documents required by the court.
- (c) Representation of the client at the **first scheduled** meeting of creditors.
- (d) Advice as required.
- By agreement with the debtor(s), the above-disclosed fee does not include the following service: Fee does **NOT** include missed court dates & amendments to schedules, contested matters, motions, objections to discharge or other matters except the first meeting of creditors.

#### CERTIFICATION

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceedings.

Respectfully Submitted,

/s/ David D Lugardo 07/22/2009 Dated:

Attorney Name: David D Lugardo LAW OFFICES OF PETER FRANCIS GERACI 55 E. Monroe Street #3400 Chicago IL 60603 312.332.1800 (PH) 312.332.6354 (FAX)

Bar No: 6256311

### Document UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Elsie	Rivera,	Debtor
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### **VERIFICATION OF CREDITOR MATRIX**

The above named Debtor(s) hereby verify that the attached list of creditors is true and correct to the best of our knowledge.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

/s/ Elsie Rivera Dated: 07/17/2009

Elsie Rivera

X Date & Sign

<sup>\*</sup> Joint debtors must provide information for both spouses. Penalty for making a false statement or concealing property: Fine up to \$500,000 or up to 5 years imprisonment or both. 18 U.S.C. 152 and 3571.

### NOTICE TO INDIVIDUAL CONSUMER DEBTOR(S)

In accordance with § 342(b) of the Bankruptcy Code, this notice: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case. You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <u>before</u> bankruptcy filing. Briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) must be provided by nonprofit budget & credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses.

### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not

#### Chapter 13: Repayment of All or Part of Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total \$274)

- 1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- 3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

#### Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family farm or fishing operation.

#### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

I (We), the debtor(s), affirm that I (we) have received and read this notice.

Dated: 07/17/2009

/s/ Elsie Rivera

Elsie Rivera

Sign & Date
Here

Sign & Date Here

Dated: 07/22/2009 /s/ David D Lugardo

Attorney: David D Lugardo Bar No: 6256311